

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

TIMOTHY PETER JOSPEH ROWE,

Petitioner,

v.

JEFFEREY PERKINS, et al.,

Respondents.

Case No. 23-cv-5875-RAJ-SKV

ORDER

Having reviewed the Report and Recommendation of the Honorable S. Kate Vaughan, United States Magistrate Judge, any objections or responses, and the remaining record, the Court finds and ORDERS:

(1) The Court **ADOPTS** the Report and Recommendation.

(2) Petitioner's petition for writ of habeas corpus is **DENIED** without an evidentiary hearing, and this action is **DISMISSED** with prejudice.

1 (3) A certificate of appealability is **DENIED**. Dkt. #35 *See* 28 U.S.C. § 2253(c).¹

2 (4) The Clerk is directed to send copies of this Order to the parties and to Judge
3 Vaughan.
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5 Dated this 10th day of October, 2024.
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9 The Honorable Richard A. Jones
10 United States District Judge
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24 ¹ On October 8, 2024, Petitioner filed a Motion for Issuance of a Certificate of Appealability. Dkt. # 35.
25 The Court construes this motion as an objection to the Report and Recommendation. The Court exercises
26 its discretion to consider the motion before the October 29, 2024 noting date. *See* Fed. R. Civ. P. 1
(directing district courts to administer the rules of procedure “to secure the just, speedy, and inexpensive
determination of every action and proceeding”).